

329 IAC 3.1-8-2 Exceptions and additions; transporter standards

Authority: IC 13-14-1; IC 13-22-2-4

Affected: IC 13-22-2-4

Sec 2. Exceptions and additions to federal standards for transporters are as follows:

- (1) All references to “EPA”, “United States”, and “administrator” are retained.
- (2) All references to the manifest provisions in 40 CFR 262, Subpart B mean the manifest provisions of 329 IAC 3.1-7.
- (3) Delete 40 CFR 263.20(h)
- (4) In 40 CFR 263.22(e), the period of retention referred to may also be extended by the commissioner.
- (5) In Addition to the notices and reports required by 40 CFR 263.30 in the event of discharges of hazardous waste during transportation, the transporter must comply with the notice requirements of IAC 2-6.1. These requirements are described in section 3 of this rule.
- (6) In addition to the requirements for hazardous waste transfer facilities under 40 CFR 263.12, owners or operator of hazardous waste transfer facilities must also comply with section 4 of this rule as applicable.

(Solid Waste Management Board; 329 IAC 3.1-8-2; filed Jan 24, 1992, 2:00 p.m.: 15 IR 934)

329 IAC 3.1-8-4 Hazardous waste transfer facilities; additional state requirements

Authority: IC 13-14-1; IC 13-14-8; IC 13-22-2-4

Affected: IC 13-22-2-4; 40 CFR 263.12

Sec. 4 (a) This section is applicable to owners or operators of hazardous waste transfer facilities as defined under 40 CFR 260.10 who perform one (1) or more of the following activities during the normal course of transportation subsequent to shipment from the generator and prior to arrival at the designated facility.

- (1) Mix hazardous waste.
- (2) Combine hazardous waste.
- (3) Commingle hazardous waste.
- (4) Bulk hazardous waste.
- (5) Repackage hazardous waste except in response to leaking containers or containers in poor condition.
- (6) Pump hazardous waste from one (1) vehicle to another.
- (7) Transfer hazardous waste (including containerized hazardous waste) from one (1) vehicle to another.
- (8) Open hazardous waste containers for purposes other than for sampling.

(b) Owners or operators of existing hazardous waste transfer facilities who conduct the activities described in subsection (a) must submit written notification to the Indiana Department of Environmental Management, Office of Solid and Hazardous Waste Management, Hazardous Waste Data Analysis Section, 100 North Senate Avenue, P.O. Box 7035, Indianapolis, Indiana 46207-7035, within thirty (30) days after the effective date of this section. Notification must include the following:

- (1) Hazardous waste Transfer facility:

- (A) name;
- (B) location and mailing address;
- (C) telephone number;
- (D) owner's name;
- (E) owner's mailing address
- (F) owner's telephone number;
- (G) operator's name;
- (H) operator's mailing address; and
- (I) operator's telephone number

- 4 (2) A description of the hazardous waste management activities as listed in subsection (a) that the owner or operator of the hazardous waste transfer facility conducts.

(c) Owners or operators of new hazardous waste transfer facilities who intend to conduct the activities described in subsection (a) must submit written notification to the Indiana Department of Environmental Management, Office of Solid and Hazardous Waste Management, Hazardous Waste Data Analysis Section, 100 North Senate Avenue, P.O. Box 7035, Indianapolis, Indiana 46207-7035, at least thirty (3) days before the hazardous waste management activities described in subsection (a) begin. Notification must include the following:

- (1) Hazardous waste Transfer facility:

- (A) name;
- (B) location and mailing address;
- (C) telephone number;
- (D) owner's name;
- (E) owner's mailing address
- (F) owner's telephone number;
- (G) operator's name;
- (H) operator's mailing address; and
- (I) operator's telephone number

- (2) A description of the hazardous waste management activities as listed in subsection (a) that the owner or operator of the hazardous waste transfer facility intends to conduct.

(d) Owners or operators of all hazardous waste transfer facilities who conduct the activities described in subsection (a) must maintain and operate the hazardous waste transfer facilities to prevent hazardous waste and hazardous waste constituents from escaping:

- (1) into the soil;
- (2) directly or indirectly into surface or groundwater; or
- (3) into drains or sewers.

(E) This section is not applicable to household hazardous waste collection point
(Solid Waste Management Board; IAC 3.1-8-4)